

1882-046 Chancery Causes: Samuel Potket vs. A. J. Anderson &c
Lee Co.

Blessing

CA-Debt

T-Property

To The Honorable John A. Keely,
Judge of the Circuit Court of Lee Co Va
Your orator Samuel Pateet, humbly com-
plaining sheweth unto your Honor, that
heretofore to wit on the 31st day of July
1879, your orator sold to one A. J.
Anderson a tract of land situated in
this County, on the waters of Blackwater
Creek, and properly described in a deed
made to your orator which if deemed nec-
essary will be hereafter filed. He sold
this land for the price of \$800, to be paid
in five annual installments, the first
falling due 1st Jan 1880, so that two
of said bonds are now due & payable -
Each of these bonds are for the ~~price~~^{sum} of \$160
These bonds marked, 1, 2, 3, 4 and 5 will be
found herewith filed ~~marked~~ as a part
hereof. By an inspection of these bonds
it will be seen on the first there is a
credit of \$95.25. paid 10th day of Jan.
1880. The residue of these bonds are still
due & owing to your orator. Since the sale
made as aforesaid, the said Anderson,
has abandoned said farm, and moved west
leaving no effect, in this state except
said land, - Your orator never made a
deed thereto, but still holds the legal

title as lien for the unpaid purchase money. Before the said Anderson left he undertook, rent said land to one J. C.

Blesing who now reside, thereon, and by his contract owes rent, to the amount of \$25 which will fall due Jan. 1st 1882. - As before stated said Anderson has removed abandoned said land there is no hope of his ever paying one cent therefor. - This abandonment by him has greatly damaged your estate & put him to great inconvenience & trouble, as the land upon re-sale will hardly pay the purchase money. The object of this bill therefore is to obtain a decree annulling & abrogating said contract or if deemed more equitable to see so much thereof as may be deemed necessary to pay the purchase money now due - as to compel said Blesing to pay the said rent due from him to your estate, and not to the said Anderson or his agent, and that a decree of sale for so much as may pay the amount now due be entered in this cause. His prayer therefore is that A. J. Anderson and J. C. Blesing be made parties defendant, to this bill & answer it allegations upon oath and upon a hearing a decree be rendered, seeing so much

of said land, as may be necessary to
pay the amt, now due. That said Contract
be annulled ret-arried and annulled for nought:-
And for all other further and general re-
lief. May your issue &c.

A. L. Pridemore

Orr bck \$ 2.08
 6 3.32
 Printer 5.00
 8 .50
 A 15.00
 Estimated 6.00
 \$31.90

ADP

Samuel Poter

vs ³ Bill Chy.

A. J. Anderson et al

Exhibits 1, 2, 3, 4, 5

1881. July Bill filed. D. P. v.
 executed on home. D. P. v. D.
 + order Publication vs. D. P.

11 Aug. Ans. of home D. P. filed.
 D. P. Com? & set for
 hearing by Plffs

1881. Aug. 1. Decree + cont.

1882 March Decree Final

Samuel Poter

with interest + costs

Enter Com

Ad 20 c

To the Honorable John A. Kelly Judge of
the Circuit Court of Lee County Va.
The separate answer of J. C. Blesing
to a bill filed in this Honorable court
by Samuel Patet ~~against~~ him et al.

Respondent says he is in possession
of said land, under by virtue of con-
tract made with one Oliver Brewer, who
represented himself as the agent of S. J.
Anderson. Respondent had partly made
said contract with said Anderson after
he left it was completed with said
Brewer. The contract was for four years
if said Patet did not sooner obtain
possession thereof, and respondent was
to pay the sum of \$25. therefor each
year he held the same the first install-
ment of which, will fall due on
Jan. 1st 1882. This sum respondent owes
under the contract herein before stated
and is willing to pay the same, when
it falls due to whomsoever this
Hon. Court may direct. And having
now fully answered he prays hence
to be dismissed &c.

A. L. Primmer

Virginia Lee County to wit: -

This day J. C. Blessing
personally appeared before me and made
oath that the foregoing facts, so far as
stated upon his own knowledge are true
+ so far as made upon the information
of others he believes them to be true.

Given under my hand this 4th July 1881.

J. A. S. Hyatt Clerk

J. C. Blessing

Ass. 3

Saml. Pateck

Filed July Rules 1881,

J. A. S. Hyatt Clerk

Samuel Pateet
against

P.L.P.

Against

A. J. Anderson

sept

1. In chry

This cause came on again this day to be heard upon the papers formerly read and the report of A. L. Bridgman Commissioner filed Jan 18th 1882 and was argued by Counsel - On consideration whereof and for reasons appearing to the court said sale is confirmed and made final; and as the purchaser the plff is already the holder of its legal title, no deed is deemed necessary; But the plff may should be require the same here a writ of possession for said land, and the clerk of this court will issue the same on his demand - And no further action being necessary the cause is stricken from the docket.

Samuel Pattee

My { Decid
} Final

A. J. Anderson

March 7. 1882

Entered Page

247.

J. A. Hyatt
Clerk

Enter this
April 3rd 1882
J. A. K

Samuel Poteet Plff

against

A. J. Anderson et al Deft

} In chq.

This Cause came on this day to be heard upon the bill of the plaintiff, and exhibits filed, the answer of J. C. Blessing, and replication thereto, the order of publication duly made and pasted and was argued by Counsel. And it appearing to the Court from the allegations of the bill, that the defendant A. J. Anderson has abandoned said premises, and that there is a portion of said purchase money now due; and that \$25. will fall due Jan. 1st 1882, from J. C. Blessing for rent. On consideration whereof and for reasons appearing to the Court it is adjudged ordered and decreed that the plaintiff recover from the defendant, ~~the sum of \$320.~~ A. J. Anderson the sum of \$320. with legal interest thereon from, the 31st day of July 1879, subject to a credit of \$95.25; January 10th 1880. And that defendant J. C. Blessing pay to the plff \$25. as and for his rent then due, and that such payment shall constitute a proper payment of the same in his settlement with said J. Anderson, And unless said A. J. Anderson

Or some one for him pay the same within
 30 days from the rising of this Court then
 A. L. Pickman who is hereby appointed
 a special Commissioner for the purpose
 will proceed and sell on a credit of
 6 months, said land or so much thereof
 as may be necessary to pay the same
 sum shown to be due, he will require a
 sufficient sum paid in hand to pay the
 costs of suit & sale, and take bonds payable
 to himself as Commissioner for the deferred
 payments. But before the plaintiff shall be
 entitled to the benefit of the same he
 shall file before the clerk of the Court
 a bond in the penalty of \$500, conditioned
 to duly perform the future orders of the Court
 upon the coming of the defendants appearing
 and making defense, the said Commissioner
 will report his action to the Court at some
 future term of the Court, and the cause is
 continued.

Samuel Catlett

293 decree for
 sale

A. L. Pickman

Aug. 27, 1851

Order on page 215
 Dr. H. H. H. H. H.

Order on
 Aug 27, 1851
 H. H. H. H. H.

To The Honorable John A. Kelly Judge of
The Circuit Court of Lee County Virginia
The undersigned who was appointed a
Special Commissioner in the Case of Samuel
Patet against A. J. Anderson and others, begs
leave to report that in pursuance to a
decree rendered in said Cause at the last
August term, he advertised said lands
as therein directed and on the 17th day
of January 1882, that being the first day
of the County Court, he offered said land
in front of the Court House for sale, and
the plaintiff became the purchaser at the price
of \$738.26, being the debt Cost & Commis-
sion due from the defendant. I offered
the entire land sold by the plff to the
defendant & that was the land purchased
by him - when we consider the long credit
of the sale by the plff to the defendant this
is a better sale than he made himself -
But this all he will ever get and is more
than any one else would give - Your Com.
recommends its confirmation and as the plff
has all the costs to pay and the debt is
due to him - the case may be stricken
from its docket. All of which is
respectfully submitted.

A. S. Parolomore
Comr.

Samuel Pattee

Vol. } Report to Com
 } Preliminary of Sale

A. S. Underwood

Entered January 18th 1882

J. & G. H. Pratt
Printers

\$1600

By the first day of January next. I bind
my self heirs &c. to pay Samuel Poter \$1600
One hundred and sixty dollars. for value receive
bearing Interest from date. This note is given
for Land which is a Lien. I hereby waive all
my Homestead Exemptions as to this debt. Witness
my hand and seal. This 31st day of July 1879.

Test

A. R. Anderson

A. R. Anderson (Seal)

Credit the within note
\$95.25 this the 10 January.
1880

A. J. Anderson
To note
\$160.00

(1)

\$ 160.00

By the first day of January 1881, I bind
My self heirs &c to Say Samuel Poter \$ 160.00,
One hundred and sixty dollars for value receive
bearing Interest from date. This note is given for
Land which is a Lien. I hereby waives all our
Homestead Exemptions as to this debts, witnesses my
hand and seal This 31st day of July 1879.

Test
A. K. Anderson


A. L. Anderson Seal

A. G. Anderson
To note \$160.00

\$160⁰⁰

By the first day of January 1882. I find
My self here. &c. to say Samuel Poteb \$160.⁰⁰
One hundred and Sixty dollars. for Value receive.
Leaving Interest from date. This note is given
for Land which is a Gen. J. Lerchey waives all
My Homestead Exemptions as to this debt. witness.
My hand and seal. This 31st day of July 1879.

Recd
A. R. Anderson

A. J. Anderson 

A. J. Anderson.

To Kate.

\$160.00.

\$160.00

By the first day of January 1883. I find my
self heir &c. to say Samuel Esteb \$160.00 Encumbered
and sixty dollars. for Value receive. Bearing Interest
from date. This note is given for Land which is a
Lien. I hereby waives all my Homestead Exemptions as
to this debt. witness. my hand and seal. This 31st
day of July 1877.

Seal
A. I. Anderson

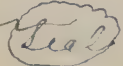
A. I. Anderson Seal

A. J. Anderson
To Note
\$160.00

\$160⁰⁰

By the first day of January 1884. I find my
self heirs &c. to say Samuel Poteb \$160⁰⁰ One hundred
and sixty dollars. for value receive bearing Interest from
date This note is given for land which is a Lien I hereby
waive all my Homestead Exemptions as to this debt. witness
my hand and seal this the 31st day of July 1879.

Capt
A. Richardson

A. J. Anderson 

A. J. Anderson
 { To Note
 { \$16000.

(16)

Virginia.

It is held in the Clerk's office of the
Circuit Court of Lee County on Monday
the 4th day of July 1851.

Samuel Pateet

vs

A. J. Anderson et als.

Deft

Sigs. In Chy.

The object of this bill is
to subject, a tract of land, to sale, heretofore
sold by the Pltff, to the Deft A. J. Anderson
for the unpaid purchase money, and
to have applied a debt due from Deft,
J. C. Blessing to said purchase money.
said land is situated in said County
of Lee on the waters of Black ^{water Creek} ~~water~~
and is the same whereon the said
J. C. Blessing now resides.

And it appearing from an affidavit filed
in the case, that A. J. Anderson the
Deft, is a non-resident of the state of
Virginia, It is ordered that he appear
here within one month after due publication
of this order and do what is necessary to
protect his interest in this suit.

Lest J. A. Hyatt Clerk,

Lee County Court

I certify that I posted a
copy of the within order at the front door of
Lee County Court house on the 19th day of July 1851.
That being Court day. J. A. Hyatt Clerk

Samuel Potocki
vs² and Pub.
A. J. Anderson

The Commonwealth of Virginia.

We command you to summon

To The Sheriff of Lee County, Greeting:

A. R. Lawrence & S. Lawrence
vs. A. J. Anderson & J. C. Blessing

To appear at the Clerk's Office of the Circuit Court of Lee county, at the Court House, on the first Monday in *July*
next, being rule *day*, to answer a bill in Chancery, exhibited in our said Court against *them* by

General Patton

And have then there this writ. Witness JAMES W. Orr, Clerk of our said Court, at the Courthouse, this
day of *June* 1881, in the 105th year of the Commonwealth.

James W. Orr
Clerk.

Attest James W. Orr, clerk

The Commonwealth of Virginia.

To The Sheriff of Lee County, Greeting:

We command you to summon

~~A. R. [unclear]~~
~~and J. S. [unclear]~~ A. J. Anderson & J. L. Blessing

To appear at the Clerk's Office of the Circuit Court of Lee county, at the Court House, on the first Monday in July
next, being ^{day} the against them by

Samuel Poteet

And have then there this writ. Witness JAMES W. Orr, Clerk of our said Court, at the Courthouse, this 29th
day of June 1881, in the 105th year of the Commonwealth.

James W. Orr Clerk.

Samuel Pateet
vs { Spe In chy

A. J. Anderson
July Rules.

Executed on J. C.
Blessing and not
on A. J. Anderson
he being a non-
resident. July 2^d
1881

Frank Niles S.D.
for T. S. Cady S. L. C.

OFFICE OF

WILLIAM A. ORR,

Attorney and Counsellor at Law,

Will practice in all the Courts of
LEE, SCOTT, WISE AND WASHINGTON COUNTIES,

And in the

FEDERAL COURT AT ARLINGTON.

PROMPT ATTENTION

GIVEN TO THE COL-
LECTION OF CLAIMS.

Jonesville, Lee County, Va., July 22, 1881.

I hereby certify that the Order of Publication
of which the attached is a copy has been
published for successive weeks in the
Lee County Sentinel a weekly newspaper
published at Jonesville, Va.

Wm. A. Orr,
Editor.

VIRGINIA:—At a session of the
office of the Circuit Court of Lee county
on Monday, the 4th day of July, 1881.
Samuel Poleet, Pltff. In
VS. } Chancery.
A. J. Anderson et als, Deft's.
The object of this suit is to subject a tract
of land to sale heretofore sold by the Pltff. to
the Del't. A. J. Anderson for the unpaid pur-
chase money; and to have applied a debt due
from J. C. Blessing to said purchase money;
said land is situated in said county of Lee on
the waters of Blackwater creek, and is the
same whereon the said J. C. Blessing now re-
sides. And it appearing from an affidavit filed
in the case that A. J. Anderson the deft. is a
nonresident of the State of Virginia; it is or-
dered that he appear here within one month
after due publication of this order and do what
is necessary to protect his interest in this suit.
A copy. Teste,
(jul 84w85) J. A. G. HYATT Clerk.

Sam'l Poth
vs } Oral Pub
A. J. Anderson et al

Fee \$5—